



PATENT  
81788.0251

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Chisato Furukawa, et al.

Serial No: 10/602,099

Filed: June 23, 2003

For: SEMICONDUCTOR LIGHT  
EMITTING ELEMENT AND  
MANUFACTURING METHOD  
THEREOF

Art Unit: 281 2

Confirmation No.: 7250

Examiner: Savitri Mulpuri

I hereby certify that this correspondence  
is being deposited with the United States  
Postal Service with sufficient postage as  
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P.O. Box 1450  
Alexandria, VA 22313-1450, on  
May 11, 2004  
Date of Deposit  
William H. Wright, Reg. No. 36,312  
Name  
Signature Date 5/11/04

**TERMINAL DISCLAIMER TO OBVIATE A  
DOUBLE PATENTING REJECTION (37 C.F.R.  
§ 1.321(c))**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**IDENTIFICATION OF PERSON MAKING THIS DISCLAIMER**

I, William H. Wright represent that I am

- ☐ an applicant  
☐ an assignee  
☒ a representative authorized to sign on behalf of the assignee identified  
below owning all of the interest in this application.

The assignee is:

Name of assignee

Kabushiki Kaisha Toshiba

Address of assignee

72, Horikawa-Cho, Saiwai-Ku  
Kawasaki-Shi, Kanagawa-Ken, JAPAN

Title of disclaimant  
authorized to sign on  
behalf of assignee

Attorney for Applicant/Patent Owner

05/18/2004 DTESSEM1 00000069 10602099

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## RECORDAL OF ASSIGNMENT IN PATENT OFFICE

- ☒ The assignment was recorded on December 20, 2000 at  
Reel No. 011419  
Frame No(s). 0247
- ☐ authorization for recordal of the assignment is separately attached

## EXTENT OF INTEREST

The extent of my (our) interest is in

- ☒ the whole of this invention
- ☐ a sectional interest in this invention as follows:

## DISCLAIMER

Kabushiki Kaisha Toshiba hereby disclaims the terminal part of a patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of:

- ☒ United States Patent No. 6,504,181 as presently shortened by any terminal disclaimer
- ☐ any patent granted on application serial No. \_\_\_\_\_,

and hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to

- ☒ United States Patent No. 6,504,181
- ☐ any patent granted on application serial No. \_\_\_\_\_,

this agreement to run with any patent granted on the above-identified application and to be binding upon the grantor, its successors or assigns.

Kabushiki Kaisha Toshiba does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of

- ☒ United States Patent No. 6,504,181 as presently shortened by any terminal disclaimer
- ☐ any patent granted on application serial No. \_\_\_\_\_,

in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a reexamination

certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

**FEE STATUS**  
(37 C.F.R. § 1.20(d))

- ☒ Other than small entity
- ☐ Applicant claims small entity status. See 37 CFR 1.27.

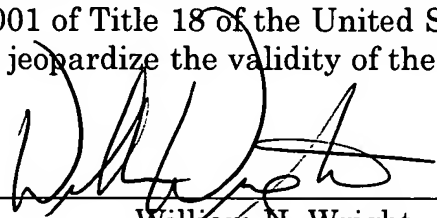
**FEE PAYMENT**

- ☒ Attached is a check in the sum of \$ 110.00.
- ☒ If it should be determined that for any reason either an insufficient fee or an excessive fee has been paid, please charge any insufficiency or credit any overpayment necessary to ensure consideration of the information disclosure statement for the above-identified application to Deposit Account No. 50-1314. A copy of this petition is enclosed.
- ☐ Charge Account No. 50-1314 the sum of \$\_\_\_\_. A duplicate of this disclaimer is attached.

Undersigned further declares that the evidentiary documents establishing ownership by the assignee have been reviewed and certifies that to the best of assignee's knowledge and belief, title is in the assignee seeking to take this action.

Undersigned further declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: May 11, 2004

  
\_\_\_\_\_  
William H. Wright  
Reg. No. 36,312  
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